

**STATE OF CONNECTICUT  
BOARD OF EXAMINERS FOR NURSING**

Department of Public Health and Addiction Services v.

William Van Daughtry, R.N.

Registered Nurse License No. R23921

P. O. Box 8523

West Palm Beach, Florida 33407

CASE PETITION NO. 940517-10-055

**MEMORANDUM OF DECISION**

**INTRODUCTION**

The Board of Examiners for Nursing (hereinafter the "Board") was presented by the Department of Public Health and Addiction Services (hereinafter the "Department") with a Statement of Charges dated July 5, 1994 and a Motion for Summary Suspension dated August 22, 1994. (Department Exhibit 1) The Statement of Charges alleged certain conduct by William Van Daughtry (hereinafter the "Respondent") which would subject him to disciplinary action pursuant to the General Statutes of Connecticut.

On September 8, 1994, the Board ordered, pursuant to its authority under §19a-17 of the General Statutes of Connecticut, that the registered nurse license of the Respondent be summarily suspended pending a final determination by the Board of the allegations contained in the Statement of Charges.

The Board issued a Notice of Hearing dated September 8, 1994 scheduling a hearing for September 21, 1994. The hearing took place on September 21, 1994 in Room 2-A, Legislative Office Building, Capitol Avenue, Hartford, Connecticut.

Each member of the Board involved in this decision attests that he/she was present at the hearing or has reviewed the record, and that this decision is based entirely on the record and his/her specialized professional knowledge in evaluating the evidence.

### FACTS

Based on the testimony given and the exhibits offered into evidence, the Board made the following findings of fact:

1. William Van Daughtry, hereinafter referred to as the Respondent, was issued Registered Nurse License Number R23921 on February 25, 1972. (Department Exhibit 1-2)
2. The Respondent was aware of the time and location of the hearing. Department Exhibit 2 indicates that the Summary Suspension package containing the Summary Suspension Order, the Notice of Hearing and Statement of Charges were delivered by certified mail to the Respondent's address of record.
3. The Respondent was not present during the hearing and was not represented by counsel. (Hearing Transcript, September 21, 1994, p. 4)
4. That pursuant to a Memorandum of Decision dated December 8, 1993 the registered nurse license of the Respondent was placed on probation for a period of two (2) years effective December 15, 1993. (Department Exhibit 3)
5. That conditions of probation of the Respondent's registered nurse license, pursuant to the December 8, 1993 Memorandum of Decision, required that the Respondent engage in counseling with reports from the Respondent's therapist to be submitted to the Board on a quarterly basis, and that the Respondent submit to random monthly alcohol and drug screens the results of which are to be submitted to the Board. That said therapist and alcohol/drug screen reports were due commencing on January 3, 1994. (Department Exhibit 3)

6. That the Respondent has failed to submit to the Board of Examiners for Nursing therapist and alcohol/drug screen reports required by the terms of probation as set forth in the Memorandum of Decision dated December 8, 1993. (Department Exhibit 1-1)

### DISCUSSION AND CONCLUSIONS

In consideration of the above Findings of Fact, the following conclusions are rendered:

William Van Daughtry held a valid registered nurse license in the State of Connecticut at all times referenced in the Statement of Charges.

The Summary Suspension Order, Notice of Hearing and Statement of Charges sufficiently provided information as mandated by the General Statutes of Connecticut §4-177 and §4-182.

The hearing was held in accordance with Chapters 54 and 368a of the General Statutes of Connecticut as well as 19-2a-1 through 19-2a-30 of the Regulations of Connecticut State Agencies. The Notice of Hearing, Statement of Charges and the hearing process provided the Respondent with the opportunity to demonstrate compliance with all lawful requirements for the retention of his license as required by the General Statutes of Connecticut §4-182(c).

The Statement of Charges alleges that the Respondent, while his registered nurse license was subject to probation pursuant to a Memorandum of Decision dated December 8, 1993, failed to comply with the terms of probation by failing to submit to the Board of Examiners for Nursing therapist reports and alcohol/drug screen reports which were required by the terms of the Memorandum of Decision.

The Respondent was not present at the hearing to answer to this charge. (Hearing Transcript, September 21, 1994, p. 4)

The Board concludes, based on the evidence presented, that the conduct as alleged in the Statement of Charges is proven and that said conduct is a violation of the probation ordered pursuant to the Memorandum of Decision dated December 8, 1993. Therefore, the Respondent is subject to disciplinary action pursuant to §19a-17 of the General Statutes of Connecticut.

ORDER

Pursuant to its authority under §19a-17 and §20-99 of the General Statutes of Connecticut, the Board of Examiners for Nursing hereby orders the following:

1. That the Respondent's registered nurse license, No. R23921, be revoked.
2. Revocation shall become effective on the date this Memorandum of Decision is signed by the Chairperson of the Board of Examiners for Nursing.

The Respondent, William Van Daughtry, is hereby directed to immediately surrender Registered Nurse License No. R23921 to the Board of Examiners for Nursing, Department of Public Health and Addiction Services, 150 Washington Street, Hartford, Connecticut 06106.

The Board of Examiners for Nursing hereby informs the Respondent, William Van Daughtry and the Department of Public Health and Addiction Services of the State of Connecticut of this decision.

Dated at Hartford, Connecticut this 10th day of November, 1994.

BOARD OF EXAMINERS FOR NURSING

By

Janice A. Thibodeau

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